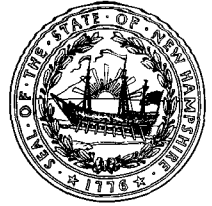




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

September 19, 2006

LETTER OF DEFICIENCY# WSEB 06-152
Certified Mail# 7005 1160 0004 7468 7693

Robert Sidiropoulos
Trickett Realty Trust
1180 Main St
Tewksbury, MA 01876

Subject: Stratham - Public Water System: Stratham Shell (EPA# 2238090)

Dear Mr. Sidiropoulos:

The records of the Department of Environmental Services (DES) show that the Stratham Shell water system is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system supplying 15 or more services, or 25 or more people, for 60 or more days per year. As such, the water system is required to submit samples to the State laboratory or a State-certified laboratory for coliform bacteria analysis in compliance with NH Admin. Rule Env-Ws 325.

DES records show that the subject water system failed to submit bacteria samples and as a result Notices of Violation (NOVs) were issued for the following months:

April 2006 and July 2006

In view of the Monitoring/Reporting violations, DES believes the deficiencies can be corrected by taking the following action:

- **By October 2, 2006**, submit a "make-up" water sample for **Bacteria** analysis to the state laboratory, or a state-certified laboratory, in accordance with NH Admin. Rule Env-Ws 325.

In the event compliance is not achieved within this period, DES may initiate formal action, including issuing an order requiring the deficiencies to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

Pursuant to Env-Ws 351, a public water system is required to issue public notification whenever it has failed to monitor for bacteriological water quality. On June 12, 2006, DES issued Stratham Shell water system a "Notice of Bacteria Monitoring and Reporting Violation" (NOV) for the April 2006 violation. The NOV outlined the public notice requirements, including the submission of a copy of the completed public notice to DES. As of the date of this letter, DES has not received your

proof of Public Notice for the April 2006 violation. Please take note that Public Notice is now due for the July 2006 violation also. If Public Notice has not already been provided to the consumers and a copy submitted to DES, this should be done immediately.

Please continue to submit water samples according to the enclosed water system's Master Sampling Schedule.

Please contact Allyson Gourley by phone at (603) 271-0672 or by e-mail at agourley@des.state.nh.us if you have any questions regarding this letter.

Sincerely,

 **COPY**

Sarah Pillsbury, P.G., Administrator
Water Supply Engineering Bureau

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encl.: Master Sampling Schedule
Laboratory Analysis Form
Public Notice Template

cc w/o encl.: Gretchen R. Hamel, DES Legal Unit Administrator
Town of Stratham Health Officer
EPA, Region 1